

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION**

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**UNITED STATES OF AMERICA,**

**Plaintiff,**

**v.**

**No.: 3:11-cv-00302-CWR-LRA**

**THE BRYAN COMPANY, et al.**

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**MOTION TO DISMISS WITH PREJUDICE DEFENDANTS STEPHEN G. HILL;  
PICKERING FIRM, INC. A/K/A PICKERING, INC.; LARRY SINGLETON D/B/A  
SINGLETON HOLLOMAN ARCHITECTS; H.D. LANG AND ASSOCIATES, INC.;  
RICHARD A. BARRON; SHOWS, DEARMAN & WAITS, INC.; CANIZARO  
CAWTHON DAVIS F/K/A CANIZARO TRIGIANI ARCHITECTS; EVANS GRAVES  
ENGINEERS, INC.; AND J.V. BURKES & ASSOCIATES, INC.**

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Pursuant to Federal Rule of Civil Procedure 41(a)(2), Plaintiff United States requests that the Court dismiss with prejudice Defendants Stephen G. Hill; Pickering Firm, Inc. a/k/a Pickering, Inc.; Larry Singleton d/b/a Singleton Holloman Architects; H.D. Lang and Associates, Inc.; Richard A. Barron; Shows, Dearman & Waits, Inc.; Canizaro Cawthon Davis f/k/a Canizaro Trigiani Architects; Evans Graves Engineers, Inc.; and J.V. Burkes & Associates, Inc. (hereinafter collectively referred to as the “Design Professional Defendants”). In support of its motion, the United States submits that:

1. Plaintiff United States and Design Professional Defendants entered into a Consent Order (Dkt. No. 374) that resolves all of the United States’ claims against the Design Professional Defendants.

2. The Design Professional Defendants have made the payment specified in Paragraph 21 of the Consent Order, and thus all conditions set forth for dismissal in paragraph 36 of the Consent Order have been fulfilled.

3. Following the dismissal of the Design Professional Defendants, the Court will retain jurisdiction to enforce the terms of the Consent Order pursuant to Paragraphs 35 and 36 of the Consent Order.

Accordingly, Plaintiff United States moves the Court to dismiss all claims in this action against the Design Professional Defendants with prejudice pursuant to Fed. R. Civ. P. 41(a)(2).

Respectfully submitted this 22<sup>nd</sup> day of July, 2013.

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